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PTO/SB/21 (08-03)

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/822,630
		Filing Date	Apr 12, 2004
		First Named Inventor	Hitz, David
		Art Unit	2171
		Examiner Name	NYA
Total Number of Pages in This Submission	4+	Attorney Docket Number	103.1002.13

ENCLOSURES (check all that apply)			
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Steven A. Swernofsky	
Signature		
Date	8-23-04	
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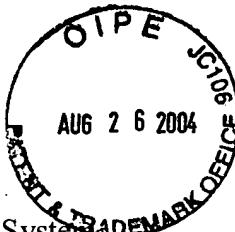
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hitz

Serial No. 10/822,630

Filed: 4/12/2004

For: Copy on Write File System  
Consistency and Block Usage

Art Unit: 2171

Examiner: NYA

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INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner  
for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is submitted under:

37 CFR 1.97(b)

(Within three months of the national application filing or the entry of international application, OR before the mailing date of first Office Action, whichever occurs last.)

37 CFR 1.97(c) together with either a:

Statement under 37 CFR 1.97(e)

or  \$180.00 fee set forth in 37 CFR 1.17(p)

(After the CFR 1.97(b) time period, but before final Office Action or Notice of Allowance, whichever occurs first.)

37 CFR 1.97(d) together with a:

Statement under 37 CFR 1.97(e)

and  \$180.00 fee set forth in 37 CFR 1.17(p)

(After the CFR 1.97(c) time period, but before payment of the Issue fee.)

### List of Documents

Applicant(s) submits herewith:

- Form PTO SB/08A (Information Disclosure Statement by Applicant) listing patent document(s) of which applicant(s) believes might be material to the examination of this application and for which there might be a duty to disclose in accordance with 37 CFR 1.56.
- Form PTO SB/08B (Information Disclosure Statement by Applicant) listing non-patent document(s) of which applicant(s) believes might be material to the examination of this application and for which there might be a duty to disclose in accordance with 37 CFR 1.56.

### Copies of Documents

- Applicant(s) submits herewith copies of all listed documents.
- Copies of the listed documents are not included with this filing. Copies of these documents were previously submitted in the following related application:

Docket No.: \_\_\_\_\_  
Serial No.: \_\_\_\_\_  
Filed: \_\_\_\_\_

THE EXAMINER IS ENCOURAGED AND EXHORTED TO MAKE HIS OR HER OWN INDEPENDENT EVALUATION OF POSSIBLE RELEVANCE OF THE LISTED DOCUMENTS.

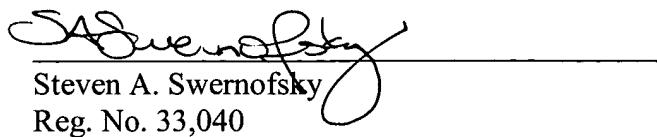
At the present time, Applicant(s) submits that the listed document(s), taken alone or in combination, neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

In the event fees are required, authorization is hereby granted to charge these fees to Deposit Account No. 50-0365.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

Date: 8-23-04

  
\_\_\_\_\_  
Steven A. Swernofsky  
Reg. No. 33,040

Swernofsky Law Group  
P.O. Box 390013  
Mountain View, CA 94039-0013  
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**Substitute for form 1449A/PTO**

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1 Attorney Docket Number

Sheet 1 of 1 Attorney Docket Number 103.1002.13

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

Examiner Signature \_\_\_\_\_ Date Considered \_\_\_\_\_

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial

number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.  
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